



General Assembly

February Session, 2002

***Amendment***

LCO No. 4856

\*HB0553604856HD0\*

Offered by:

REP. STAPLES, 96<sup>th</sup> Dist.

To: Subst. House Bill No. 5536

File No. 349

Cal. No. 232

***"AN ACT CONCERNING REVISIONS TO THE EDUCATION  
STATUTES."***

1 Strike everything after the enacting clause and substitute the  
2 following in lieu thereof:

3 "Section 1. Subsection (a) of section 10-76i of the general statutes, as  
4 amended by section 12 of public act 01-173 of the June special session,  
5 is repealed and the following is substituted in lieu thereof (*Effective*  
6 *from passage*):

7 (a) There shall be an Advisory Council for Special Education which  
8 shall advise the General Assembly, State Board of Education and the  
9 Commissioner of Education, and which shall engage in such other  
10 activities as described in this section. Said advisory council shall  
11 consist of the following members: (1) Two appointed by the  
12 Commissioner of Education, one of whom shall be an official of the  
13 Department of Education and one of whom shall be a representative of  
14 an institution of higher education in the state that prepares teacher and  
15 related services personnel; (2) two appointed by the Commissioner of

16 Mental Retardation, one of whom shall be an official of the department  
17 and one of whom shall be a person with disabilities or a parent of such  
18 a person; (3) two appointed by the Commissioner of Children and  
19 Families, one of whom shall be an official of the department and one of  
20 whom shall be a person with disabilities or a parent or foster parent of  
21 such a person; (4) one appointed by the Commissioner of Correction;  
22 (5) four who are members of the General Assembly, one appointed by  
23 the majority leader of the House of Representatives, one appointed by  
24 the minority leader of the House of Representatives, one appointed by  
25 the president pro tempore of the Senate and one appointed by the  
26 minority leader of the Senate; (6) three appointed by the president pro  
27 tempore of the Senate, one of whom shall be a member of the  
28 Connecticut Association of Boards of Education, one of whom shall be  
29 a member of the Connecticut Speech-Language-Hearing Association  
30 and one of whom shall be a person with disabilities or the parent of  
31 such a person; (7) two appointed by the majority leader of the Senate  
32 one of whom shall be a person with disabilities or the parent of such a  
33 person and one of whom shall be a regular education teacher; (8) four  
34 appointed by the minority leader of the Senate, one of whom shall be a  
35 representative of a vocational, community or business organization  
36 concerned with the provision of transitional services to children with  
37 disabilities, one of whom shall be a member of the Connecticut  
38 Association of Private Special Education Facilities and two of whom  
39 shall be persons with disabilities or the parents of such persons; (9)  
40 three appointed by the speaker of the House of Representatives, one of  
41 whom shall be a [member of the Connecticut Association of School  
42 Administrators and a] local education official, [one] two of whom shall  
43 be [a person] persons with disabilities or [the parent of such a person  
44 and one of whom shall be a member of the literacy coalition and a  
45 person with disabilities or the parent of such a person] parents of such  
46 persons; (10) two appointed by the majority leader of the House of  
47 Representatives, one of whom shall be a person working in the field of  
48 special-education-related services and one of whom shall be a person  
49 with disabilities or the parent of such a person; (11) four appointed by  
50 the minority leader of the House of Representatives, two of whom

51 shall be persons with disabilities or the parents of such persons, one of  
52 whom shall be a member of the Connecticut [Association of Pupil  
53 Personnel Administrators] Council of Administrators of Special  
54 Education and an administrator of a program for children who require  
55 special education, and one of whom shall be a special education  
56 teacher; and (12) eight appointed by the Governor, all of whom shall  
57 be persons with disabilities or parents of such persons and one of  
58 whom shall also be associated with a charter school. The terms of the  
59 present members shall expire on June 30, 1998. Appointments shall be  
60 made to the council by July 1, 1998. Members shall serve two-year  
61 terms, except that members appointed pursuant to subdivisions (1) to  
62 (4), inclusive, and (12) of this subsection whose terms commenced July  
63 1, 1998, shall serve three-year terms and the successors to such  
64 members appointed pursuant to said subdivisions shall serve two-year  
65 terms.

66 Sec. 2. Subsection (b) of section 10-27 of the general statutes, as  
67 amended by section 8 of public act 01-173, is repealed and the  
68 following is substituted in lieu thereof (*Effective from passage*):

69 (b) The Commissioner of Education, with advice from the  
70 Commissioner of Higher Education, shall establish an international  
71 education advisory committee to explore international opportunities  
72 for learning, exchange programs and the availability of curriculum  
73 materials for students, teachers, administrators and educational policy  
74 makers. The advisory committee shall investigate and compile  
75 information concerning international education programs and  
76 opportunities. The committee shall make recommendations to the  
77 commissioner on the expansion of international education  
78 opportunities and shall consider ways to encourage participation in  
79 such programs. The committee shall advise the Department of  
80 Education and the joint standing committee of the General Assembly  
81 having cognizance of matters relating to education on international  
82 program opportunities and the availability of federal or nonprofit  
83 agency funding for such programs. The department shall provide  
84 information on international education opportunities to local and

85 regional boards of education.

86 Sec. 3. Subsection (d) of section 10-285a of the general statutes is  
87 repealed and the following is substituted in lieu thereof (*October 1,*  
88 *2002*):

89 (d) The percentage of school building project grant money a  
90 cooperative arrangement pursuant to section 10-158a, may be eligible  
91 to receive shall be determined by its ranking. Such ranking shall be  
92 determined by (1) multiplying the total population, as defined in  
93 section 10-261, as amended, of each town in the cooperative  
94 arrangement by such town's ranking, as determined in subsection (a)  
95 of this section, (2) adding the products determined under subdivision  
96 (1) of this subsection, and (3) dividing the total computed under  
97 subdivision (2) of this subsection by the total population of all towns in  
98 the cooperative arrangement. The ranking of each cooperative  
99 arrangement shall be rounded to the next higher whole number and  
100 each such cooperative arrangement shall receive the same  
101 reimbursement percentage as would a town with the same rank plus  
102 ten percentage points. On and after October 1, 2002, any cooperative  
103 arrangement shall include at least ninety per cent of the eligible  
104 students of all towns in the cooperative arrangement, unless such an  
105 arrangement includes a town that (A) has provided enrollment options  
106 at an incorporated or endowed high school or academy approved  
107 pursuant to section 10-34 for ten consecutive years immediately prior  
108 to the time of application to be considered part of a cooperative  
109 arrangement, and (B) has an agreement current at the time of such  
110 application to provide enrollment options at such high school or  
111 academy for nine years following such application, in which case such  
112 arrangement shall be considered a cooperative arrangement if at least  
113 fifty per cent of the eligible students from such town attend the  
114 cooperatively constructed school.

115 Sec. 4. Subsection (b) of section 10-226a of the general statutes is  
116 repealed and the following is substituted in lieu thereof (*Effective July*  
117 *1, 2002*):

118 (b) As used in sections 10-226a to 10-226e, inclusive, "pupils and  
119 teachers of racial minorities" means those whose [racial ancestry] race  
120 is defined as other than white, or whose ethnicity is defined as  
121 Hispanic or Latino by the federal Office of Management and Budget  
122 for use by the Bureau of Census of the United States Department of  
123 Commerce.

124 Sec. 5. Subsection (d) of section 10-76d of the general statutes is  
125 repealed and the following is substituted in lieu thereof (*Effective July*  
126 *1, 2003*):

127 (d) To meet its obligations under sections 10-76a to [10-76g] 10-76gg,  
128 inclusive, as amended, any local or regional board of education that is  
129 unable to provide necessary programs or services to an eligible child  
130 directly may make agreements with another [such board or subject to  
131 the consent of the parent or guardian of any child affected thereby,  
132 make agreements with any private school or with any public or private  
133 agency or institution, including a group home to provide the necessary  
134 programs or services, but no expenditures made pursuant to a contract  
135 with a private school, agency or institution for such special education  
136 shall be paid under the provisions of section 10-76g, unless (1) such  
137 contract includes a description of the educational program and other  
138 treatment the child is to receive, a statement of minimal goals and  
139 objectives which it is anticipated such child will achieve and an  
140 estimated time schedule for returning the child to the community or  
141 transferring such child to another appropriate facility, (2) subject to the  
142 provisions of this subsection, the educational needs of the child for  
143 whom such special education is being provided cannot be met by  
144 public school arrangements in the opinion of the commissioner who,  
145 before granting approval of such contract for purposes of payment,  
146 shall consider such factors as the particular needs of the child, the  
147 suitability and efficacy of the program offered by such private school,  
148 agency or institution, and the economic feasibility of comparable  
149 alternatives, and (3) commencing with the 1987-1988 school year and  
150 for each school year thereafter, each such private school, agency or  
151 institution has been approved for special education by the

152 Commissioner of Education or by the appropriate agency for facilities  
153 located out of state, except as provided in subsection (b) of this section.  
154 Notwithstanding the provisions of subdivision (2) of this subsection or  
155 any regulations adopted by the State Board of Education setting  
156 placement priorities, placements pursuant to this section and  
157 payments under section 10-76g may be made pursuant to such a  
158 contract if the public arrangements are more costly than the private  
159 school, institution or agency, provided the private school, institution or  
160 agency meets the educational needs of the child and its program is  
161 suitable and efficacious. Notwithstanding the provisions of this  
162 subsection to the contrary, nothing in this subsection shall (A) require  
163 the removal of a child from a nonapproved facility if the child was  
164 placed there prior to July 7, 1987, pursuant to the determination of a  
165 planning and placement team that such a placement was appropriate  
166 and such placement was approved by the Commissioner of Education,  
167 or (B) prohibit the placement of a child at a nonapproved facility if a  
168 planning and placement team determines prior to July 7, 1987, that the  
169 child be placed in a nonapproved facility for the 1987-1988 school year.  
170 Each child placed in a nonapproved facility as described in  
171 subparagraphs (A) and (B) of subdivision (3) of this subsection may  
172 continue at the facility provided the planning and placement team or  
173 hearing officer appointed pursuant to section 10-76h determines that  
174 the placement is appropriate. Expenditures incurred by any local or  
175 regional board of education to maintain children in nonapproved  
176 facilities as described in said subparagraphs (A) and (B) shall be paid  
177 pursuant to the provisions of section 10-76g. Any local or regional  
178 board of education may enter into a contract with] entity for the  
179 provision of such services in accordance with this subsection. The  
180 board may make agreements with (1) any other public agency,  
181 including another such board or a regional educational service center,  
182 (2) any private special education program approved by the  
183 Commissioner of Education, (3) any facility for the provision of  
184 residential services, including group home services, licensed by the  
185 appropriate state agency, (4) the owners or operators of any sheltered  
186 workshop or rehabilitation center for provision of an education

187 occupational training program for [children requiring special  
188 education who are] a child who requires special education and who is  
189 at least sixteen years of age, provided such workshop or institution  
190 [shall have been] is approved by the appropriate state agency, [.  
191 Whenever any child is identified by a local or regional board of  
192 education as a child requiring special education and said board of  
193 education determines that the requirements for special education  
194 could be met by a program provided within the district or by  
195 agreement with another board of education except for the child's need  
196 for services other than educational services such as medical,  
197 psychiatric or institutional care or services, said board may meet its  
198 obligation to furnish special education for such child by paying the  
199 reasonable cost of special education instruction in a private school,  
200 hospital or other institution provided said board or the commissioner  
201 concurs that placement in such institution is necessary and proper and  
202 no state institution is available to meet such child's needs] (5) any  
203 private agency or individual for the provision of services other than  
204 instructional services, provided the agency or individual meets any  
205 requirements for the provision of such services established pursuant to  
206 the general statutes or any regulation adopted in accordance with  
207 chapter 54, and (6) any private special education program that is not  
208 approved by the Commissioner of Education, including, but not  
209 limited to, any program or facility located outside this state, if prior to  
210 any such agreement with such program, the commissioner determines  
211 that (A) the program is appropriate for the child, and (B) no other  
212 program approved by the commissioner is appropriate for the child  
213 and available to provide the necessary services to the child. Any  
214 agreement made in accordance with this subsection shall be subject to  
215 the consent of the parent or guardian of the child if such consent is  
216 required by any state or federal statute or regulation.

217 Sec. 6. Subsection (a) of section 10-76g of the general statutes is  
218 repealed and the following is substituted in lieu thereof (*Effective July*  
219 *1, 2002*):

220 (a) (1) For the fiscal year ending June 30, 1984, and each fiscal year

221 thereafter, in any case in which special education is being provided at  
222 a private residential institution, including the residential components  
223 of regional educational service centers, to a child for whom no local or  
224 regional board of education can be found responsible under subsection  
225 (b) of section 10-76d, the Department of Children and Families shall  
226 pay the costs of special education to such institution pursuant to its  
227 authority under sections 17a-1 to 17a-26, inclusive, as amended, 17a-28  
228 to 17a-50, inclusive, as amended, and 17a-52. (2) For the fiscal year  
229 ending June 30, 1993, and each fiscal year thereafter, any local or  
230 regional board of education which provides special education and  
231 related services for any child (A) who is placed by a state agency in a  
232 private residential facility or who is placed in a facility or institution  
233 operated by the Department of Children and Families and who  
234 receives such special education at a program operated by a regional  
235 education service center or program operated by a local or regional  
236 board of education, and (B) for whom no local or regional board of  
237 education can be found responsible under subsection (b) of section 10-  
238 76d, as amended, shall be eligible to receive one hundred per cent of  
239 the reasonable costs of special education for such child as defined in  
240 the regulations of the State Board of Education. Any such board  
241 eligible for payment shall file with the state Department of Education,  
242 in such manner as prescribed by the Commissioner of Education,  
243 annually, on or before December first a statement of the cost of  
244 providing special education for such child, provided a board of  
245 education may submit, not later than [February] March first, claims for  
246 additional children or costs not included in the December filing.  
247 Payment by the state for such costs shall be made to the local or  
248 regional board of education as follows: Seventy-five per cent of the  
249 cost in February and the balance in [April] May.

250 Sec. 7. Subsections (b) and (c) of section 10-261a of the general  
251 statutes are repealed and the following is substituted in lieu thereof  
252 (*Effective July 1, 2002*):

253 (b) The Secretary of the Office of Policy and Management shall,  
254 annually, no later than the first day of August submit the equalized net



255 grand list for each town to the [State Board] Commissioner of  
256 Education for purposes of computing the amount of grant payable to  
257 any town under the provisions of said section 10-262i.

258 (c) The Secretary of the Office of Policy and Management shall,  
259 annually, no later than the first day of May mail to the chief executive  
260 officer and the assessor in each town [and to the State Board of  
261 Education,] notification concerning the equalized net grand list  
262 computed with respect to such town. Within fifteen days following  
263 receipt of such notification, any town may appeal to the secretary for a  
264 hearing concerning such equalized net grand list, provided such  
265 appeal shall be in writing and include a statement as to the reasons for  
266 such appeal. The secretary shall, within fifteen days following receipt  
267 of such appeal, grant or deny such hearing by notification in writing,  
268 including in the event of denial, a statement as to the reasons for such  
269 denial. If any town is aggrieved by the action of the secretary following  
270 such hearing or in denying any such hearing, such town may, within  
271 thirty days, appeal to the superior court for the judicial district in  
272 which such town is located. Such appeal shall be a preferred case, to be  
273 heard, unless cause appears to the contrary, at the first session, by the  
274 court. Upon all such appeals which are denied, costs may be taxed  
275 against the town at the discretion of the court, but no costs shall be  
276 taxed against the state.

277 Sec. 8. Section 10-262k of the general statutes is repealed and the  
278 following is substituted in lieu thereof (*Effective July 1, 2002*):

279 Notwithstanding any provision of the general statutes, [to the  
280 contrary,] the board of education which has jurisdiction over the  
281 schools in any town (1) with a total population, as defined in  
282 subdivision (7) of subsection (a) of section 10-261, greater than twenty  
283 thousand and (2) in which the grant mastery percentage, as defined in  
284 subdivision [(8)] (12) of section 10-262f, is greater than twenty per cent  
285 may annually apply to the Commissioner of Education, on such forms  
286 as the commissioner may prescribe, to receive not more than two per  
287 cent of the town's grant entitlement pursuant to section 10-262h, as

288 amended, for the subsequent fiscal year for compensatory education  
289 programs. At the time of application, the board of education shall  
290 notify the board of finance in each town or city having a board of  
291 finance, the board of selectmen in each town having no board of  
292 finance or otherwise the authority making appropriations for the  
293 school district of the application. Upon submission of a timely  
294 application to the commissioner, the commissioner shall deduct such  
295 amount from the payment made to the town in October of such  
296 subsequent fiscal year pursuant to section 10-262i, and the board of  
297 education shall receive a grant in such amount.

298 Sec. 9. Subsection (d) of section 10-14n of the general statutes is  
299 repealed and the following is substituted in lieu thereof (*Effective July*  
300 *1, 2002*):

301 (d) [If] Student scores on each component of the state-wide tenth  
302 grade mastery examination may be included on the permanent record  
303 and transcript of each student who takes such examination provided,  
304 for a student who meets or exceeds the state-wide mastery goal level  
305 on [each] any component of the state-wide tenth grade mastery  
306 examination, certification of [such mastery] having met or exceeded  
307 such goal level shall be made on the permanent record and the  
308 transcript of each such student and such student shall be issued a  
309 certificate of mastery for such component. Each student who fails to  
310 meet the mastery goal level on each component of said mastery  
311 examination may annually take or retake each such component at its  
312 regular administration until such student scores at or above each such  
313 state-wide mastery goal level or such student graduates or reaches age  
314 twenty-one.

315 Sec. 10. Section 10-208a of the general statutes is repealed and the  
316 following is substituted in lieu thereof (*Effective July 1, 2002*):

317 Each local and regional board of education shall honor written  
318 notice submitted by a licensed practitioner of the healing arts, as  
319 defined in section 20-1, which places physical restrictions upon any

320 pupil enrolled in the public schools of such board of education. For  
321 purposes of this section, licensed practitioner means any person who is  
322 licensed to practice under chapter 370, 372, 373 or 375 or section 20-  
323 94a.

324 Sec. 11. (NEW) (*Effective from passage*) Each regional vocational-  
325 technical school shall provide access to directory information and on-  
326 campus recruiting opportunities to representatives of the armed forces  
327 of the United States of America and state armed services to the extent  
328 necessary under federal law to prevent the loss of federal funds to such  
329 school or to the state of Connecticut. The disclosure of information  
330 pursuant to this section shall otherwise be subject to the provisions of  
331 the Freedom of Information Act, as defined in section 1-200 of the  
332 general statutes, as amended.

333 Sec. 12. Subsection (b) of section 4d-82 of the general statutes, as  
334 amended by section 5 of public act 01-173, is repealed and the  
335 following is substituted in lieu thereof (*Effective from passage*):

336 (b) The commission shall oversee the preparation and submission of  
337 a state-wide application to the federal Universal Service Fund to  
338 enhance connectivity to the Connecticut Education Network, maximize  
339 participation and grant attainment rates, and reduce overly  
340 burdensome administrative requirements which discourage local  
341 involvement. The commission shall prepare a feasibility report which  
342 sets forth (1) a review of how and under what circumstances other  
343 states have successfully submitted state-wide applications to the  
344 Universal Service Fund, (2) an analysis of what should specifically be  
345 incorporated into this state's application, and (3) an outline of  
346 necessary actions to be taken by the commission for completion of a  
347 state-wide Universal Service Fund application. The commission shall  
348 work, in consultation with the Departments of Education and Higher  
349 Education and the regional educational service centers, on the  
350 feasibility report. No later than March 31, 2001, and for every  
351 subsequent universal service funding cycle, the commission shall  
352 submit a state-wide application for universal service funds.

353 Sec. 13. Subsection (a) of section 10-4o of the general statutes, as  
354 amended by section 6 of public act 01-173, is repealed and the  
355 following is substituted in lieu thereof (*Effective from passage*):

356 (a) The Department of Education, in conjunction with the  
357 Department of Social Services, shall coordinate a family resource  
358 center program to provide comprehensive child care services, remedial  
359 educational and literacy services, families-in-training programs and  
360 supportive services to parents who are recipients of temporary family  
361 assistance and other parents in need of such services. The family  
362 resource centers shall be located in or associated with public schools,  
363 and any family resource center established on or after July 1, 2000,  
364 shall be located in a public elementary school unless the Commissioner  
365 of Education waives such requirement. The commissioner shall  
366 determine the manner in which the grant recipients of such program,  
367 such as municipalities, boards of education and child care providers  
368 shall be selected. The family resource center shall provide: (1) Quality  
369 full-day child care and school readiness programs for children age  
370 three and older who are not enrolled in school and child care for  
371 children enrolled in school up to the age of twelve for before and after  
372 regular school hours and on a full-day basis during school holidays  
373 and school vacation, in compliance with all state statutes and  
374 regulations governing child day care and, in the case of the school  
375 readiness programs, in compliance with the standards set for such  
376 programs pursuant to section 10-16p, as amended; (2) support services  
377 to parents of newborn infants to ascertain their needs and provide  
378 them with referrals to other services and organizations and, if  
379 necessary, education in parenting skills; [to such parents;] (3) support  
380 and educational services to parents whose children are participants of  
381 the child care services of the program and who are interested in  
382 obtaining a high school diploma or its equivalent. Parents and their  
383 preschool age children may attend classes in parenting and child  
384 learning skills together so as to promote the mutual pursuit of  
385 education and enhance parent-child interaction; (4) training, technical  
386 assistance and other support by the staff of the center to family day

387 care providers in the community and serve as an information and  
388 referral system for other child care needs in the community or  
389 coordinate with such systems as may already exist in the community;  
390 (5) a families-in-training program to provide, within available  
391 appropriations, community support services to expectant parents and  
392 parents of children under the age of three. Such services shall include,  
393 but not be limited to, providing information and advice to parents on  
394 their [child's] children's language, cognitive, social and motor  
395 development, visiting a participant's home on a regular basis,  
396 organizing group meetings at the center for neighborhood parents of  
397 young children and providing a reference center for parents who need  
398 special assistance or services. The program shall provide for the  
399 recruitment of parents to participate in such program; and (6) a sliding  
400 scale of payment, as developed in consultation with the Department of  
401 Social Services, for child care services at the center. The center shall  
402 also provide a teen pregnancy prevention program for adolescents  
403 emphasizing responsible decision-making and communication skills.

404 Sec. 14. Subdivision (5) of section 10-160 of the general statutes, as  
405 amended by section 10 of public act 01-1 of the June special session, is  
406 repealed and the following is substituted in lieu thereof (*Effective from*  
407 *passage*):

408 (5) Prevent or minimize the potential for developmental delay in  
409 children prior to [children] their reaching the age of five.

410 Sec. 15. Subsection (c) of section 10-27 of the general statutes, as  
411 amended by section 8 of public act 01-173, is repealed and the  
412 following is substituted in lieu thereof (*Effective from passage*):

413 (c) State agencies, including the educational institutions, may  
414 exchange a limited number of professional personnel and students  
415 with institutions of other states and other countries and may pay the  
416 salaries of such personnel and may assign scholarships and grants-in-  
417 aid to the exchangees. The authorized exchange of personnel and  
418 students need not be parallel and simultaneous nor specific with

419 regard to the assignment of persons between institutions. If a vacancy  
420 exists on the staff of any state agency, including the educational  
421 institutions, because a leave of absence without pay has been granted,  
422 such agency may engage the services of professional personnel of  
423 other countries, and may pay such personnel so engaged from the  
424 funds which otherwise would have been paid to such [personnel] staff  
425 members on leave of absence without pay.

426 Sec. 16. Section 28 of public act 01-1 of the June special session is  
427 repealed and the following is substituted in lieu thereof (*Effective from*  
428 *passage*):

429 For the fiscal years ending June 30, 2002, and June 30, 2003, the  
430 Commissioner of Education shall establish, within available  
431 appropriations and bond authorizations, a grant program to assist  
432 state charter schools in financing (1) school building projects, as  
433 defined in section 10-282, (2) general improvements to school  
434 buildings, as defined in subsection (a) of section 10-265h, and (3)  
435 repayment of debt incurred for prior school building projects.  
436 Eligibility for such grants shall be limited to state charter schools  
437 whose charters were renewed in the prior fiscal year pursuant to  
438 subsection (g) of section 10-66bb. The governing [authority] authorities  
439 of such state charter schools may apply for such grants to the  
440 Department of Education at such time and in such manner as the  
441 commissioner prescribes. Each state charter school may receive no  
442 more than one grant under this section and no grant under this section  
443 shall exceed five hundred thousand dollars.

444 Sec. 17. Subsections (b) and (c) of section 10-76i of the general  
445 statutes, as amended by section 49 of public act 01-173, are repealed  
446 and the following is substituted in lieu thereof (*Effective from passage*):

447 (b) Said advisory council shall elect annually its own chairperson  
448 and other officers as deemed necessary. The council shall meet at least  
449 once during each calendar quarter and at such other times as the  
450 chairperson deems necessary or upon the request of a majority of

451 members in office. The State Board of Education shall meet at least  
452 annually with the council to review the state plan for the provision of  
453 special education. A majority of the members in office, but not less  
454 than ten, shall constitute a quorum. Any member who fails to attend  
455 fifty per cent of all meetings held during any calendar year shall be  
456 deemed to have resigned from office. The member appointed by the  
457 Commissioner of Education who is an official of the department shall  
458 meet with and act as secretary to the advisory council. Members of the  
459 advisory council shall serve without compensation, but shall be  
460 reimbursed for all reasonable expenses incurred in the performance of  
461 their duties. The [state] Department of Education shall provide  
462 secretarial and administrative assistance to facilitate the activity of the  
463 advisory council. The Department of Higher Education shall appoint a  
464 liaison person to the advisory council.

465 (c) The advisory council shall: (1) Advise the [state] Department of  
466 Education of unmet needs in educating children with disabilities and  
467 on the administration of the provisions of sections 10-94f to 10-94k,  
468 inclusive; (2) review periodically the laws, regulations, standards and  
469 guidelines pertaining to special education and recommend to the  
470 General Assembly and the State Board of Education any changes  
471 which it finds necessary; (3) comment on any new or revised  
472 regulations, standards and guidelines proposed for issuance; (4)  
473 participate with the State Board of Education in the development of  
474 any state eligibility documents for provision of special education; (5)  
475 comment publicly on any procedures necessary for distributing federal  
476 funds received pursuant to the Individuals with Disabilities Education  
477 Act, 20 USC 1400 et seq., as from time to time amended; (6) assist the  
478 [state] Department of Education in developing and reporting such data  
479 and evaluations as may be conducted pursuant to the provisions of  
480 said act; (7) report to the General Assembly not later than January  
481 fifteenth in the odd-numbered years and not later than February  
482 fifteenth in the even-numbered years, concerning recommendations  
483 for effecting changes in the special education laws; and (8) perform  
484 any other [such] activity that is required by the Individuals with

485 Disabilities Education Act, 20 USC 1400, et seq., as from time to time  
486 amended.

487 Sec. 18. Subsection (b) of section 58 of public act 01-173 is repealed  
488 and the following is substituted in lieu thereof (*Effective from passage*):

489 (b) The department shall report periodically, in accordance with this  
490 subsection and section 11-4a, on the study to the joint standing  
491 committee of the General Assembly having cognizance of matters  
492 relating to education.

493 (1) On or before January 1, 2002, the department shall describe (A)  
494 the number and distribution of students by class in each of the regional  
495 vocational-technical schools, (B) the format and contents of the initial  
496 data base developed to carry out the study, (C) the measures, such as  
497 the scores on the state-wide tenth grade mastery examination under  
498 section 10-14n, grade point average, class rank, dropout rates, or trade  
499 specific assessment tests, selected to assess the ability of the individual  
500 components of the admissions score to predict success in the  
501 vocational-technical school, and (D) any other factors the department  
502 deems relevant to conducting the study or understanding the results of  
503 the study;

504 (2) On or before January 1, 2003, the department shall present  
505 preliminary results of the study based on data analysis through the  
506 first quarter of the school year commencing in 2002, including the  
507 relevance of the individual components of the admissions score to the  
508 assessment measures, and shall provide statistics on the number of  
509 students from each class for the classes graduating in 2003, 2004 and  
510 2005 who have withdrawn from a vocational-technical school;

511 (3) On or before January 1, 2004, the department shall (A) present  
512 final results for the class of 2003, including graduation rates and the  
513 results of the postgraduation survey, (B) using such results, predict the  
514 probability of a vocational-technical school [student] student's being  
515 successful based on the components of the student's admissions score,  
516 and (C) evaluate the results and discuss whether it feels any changes



517 are needed in the admissions policies;

518 (4) On or before January 1, 2005, the department shall present the  
519 final results for the class of 2004, and explain any differences between  
520 said class and the class of 2003; and

521 (5) On or before January 1, 2006, the department shall (A) submit its  
522 final report, including [(A)] final results for the class of 2005, (B) using  
523 such results, predict the probability of a vocational-technical school  
524 student being successful based on the elements of the student's  
525 admissions score, and (C) describe any changes it intends to make in  
526 the system's admissions policies.

527 Sec. 19. Section 60 of public act 01-173 of the general statutes is  
528 repealed and the following is substituted in lieu thereof (*Effective from*  
529 *passage*):

530 The director of each regional vocational-technical school shall meet  
531 with members of the business community within the geographic area  
532 served by the regional vocational-technical school to develop a plan to  
533 assess workforce needs and implement curriculum modifications to  
534 address those needs.

535 Sec. 20. Subdivision (1) of subsection (l) of section 10-145b of the  
536 general statutes, as amended by section 15 of public act 01-173, is  
537 repealed and the following is substituted in lieu thereof (*Effective from*  
538 *passage*):

539 (l) (1) For certified employees of local and regional boards of  
540 education, except as provided in this subdivision, each professional  
541 educator certificate shall be valid for five years and continued every  
542 five years thereafter upon the successful completion of professional  
543 development activities which shall consist of not less than ninety hours  
544 of continuing education, as determined by the local or regional board  
545 of education in accordance with this section, or documented  
546 completion of a national board certification assessment in the  
547 appropriate endorsement area, during each successive five-year

548 period. (A) Such continuing education completed by certified  
549 employees with an early childhood nursery through grade three or an  
550 elementary endorsement who hold a position requiring such an  
551 endorsement shall include at least fifteen hours of training in the  
552 teaching of reading and reading readiness and assessment of reading  
553 performance, including methods of teaching language skills necessary  
554 for reading, reading comprehension skills, phonics and the structure of  
555 the English language during each five-year period. (B) Such continuing  
556 education requirement completed by certified employees with  
557 elementary, middle grades or secondary academic endorsements who  
558 hold a position requiring such an endorsement shall include at least  
559 fifteen hours of training in the use of computers in the classroom  
560 during each five-year period unless such employees are able to  
561 demonstrate technology competency, in a manner determined by their  
562 local or regional board of education, based on state-wide standards for  
563 teacher competency in the use of technology for instructional purposes  
564 adopted pursuant to section 4d-85. (C) Such continuing education  
565 completed by (i) the superintendent of schools, and (ii) employees  
566 employed in positions requiring an intermediate administrator or  
567 supervisory certificate, or the equivalent thereof, and whose  
568 administrative or supervisory duties equal at least fifty per cent of  
569 [the] their assigned time, [of such employee,] shall include at least  
570 fifteen hours of training in the evaluation of teachers pursuant to  
571 section 10-151b during each five-year period. (D) In the case of certified  
572 employees with a bilingual education endorsement who hold positions  
573 requiring such an endorsement (i) in an elementary school and who do  
574 not hold an endorsement in elementary education, such continuing  
575 education taken on or after July 1, 1999, shall only count toward the  
576 ninety-hour requirement if it is in language arts, reading and  
577 mathematics, and (ii) in a middle or secondary school and who do not  
578 hold an endorsement in the subject area they teach, such continuing  
579 education taken on or after July 1, 1999, shall only count toward the  
580 ninety-hour requirement if it is in such subject area or areas. During  
581 each five-year period in which a professional educator certificate is  
582 valid, a holder of such certificate who has not completed the ninety

583 hours of continuing education required pursuant to this subdivision,  
584 and who has not been employed while holding such certificate by a  
585 local or regional board of education for all or part of the five-year  
586 period, shall, upon application, be reissued such certificate for five  
587 years minus any period of time such holder was employed while  
588 holding such certificate by a local or regional board of education,  
589 provided there shall be only one such reissuance during each five-year  
590 period in which such certificate is valid. A certified employee of a local  
591 or regional board of education who is a member of the General  
592 Assembly and who has not completed the ninety hours of continuing  
593 education required pursuant to this subdivision for continuation of a  
594 certificate, upon application, shall be reissued a professional educator  
595 certificate for a period of time equal to six months for each year the  
596 employee served in the General Assembly during the previous five  
597 years. Continuing education hours completed during the previous five  
598 years shall be applied toward such ninety-hour requirement which  
599 shall be completed during the reissuance period in order for such  
600 employee to be eligible to have a certificate continued. The cost of the  
601 professional development activities required under this subsection for  
602 certified employees of local or regional boards of education shall be  
603 shared by the state and local or regional boards of education, except  
604 for those activities identified by the State Board of Education as the  
605 responsibility of the certificate holder. Each local and regional board of  
606 education shall make available, annually, at no cost to its certified  
607 employees not fewer than eighteen hours of professional development  
608 activities for continuing education credit. Such activities may be made  
609 available by a board of education directly, through a regional  
610 educational service center or cooperative arrangement with another  
611 board of education or through arrangements with any continuing  
612 education provider approved by the State Board of Education. Local  
613 and regional boards of education shall grant continuing education  
614 credit for professional development activities which the certified  
615 employees of the board of education are required to attend,  
616 professional development activities offered in accordance with the  
617 plan developed pursuant to subsection (b) of section 10-220a, or

618 professional development activities which the board may approve for  
619 any individual certified employee. Each board of education shall  
620 determine the specific professional development activities to be made  
621 available with the advice and assistance of the teachers employed by  
622 such board, including representatives of the exclusive bargaining unit  
623 for such teachers pursuant to section 10-153b. The time and location for  
624 the provision of such activities shall be in accordance with either an  
625 agreement between the board of education and the exclusive  
626 bargaining unit pursuant to said section 10-153b or, in the absence of  
627 such agreement or to the extent such agreement does not provide for  
628 the time and location of all such activities, in accordance with a  
629 determination by the board of education.

630 Sec. 21. Subdivision (2) of subsection (m) of section 10-145b of the  
631 general statutes, as amended by section 53 of public act 01-173, is  
632 repealed and the following is substituted in lieu thereof (*Effective from*  
633 *passage*):

634 (2) When the Commissioner of Education is notified, pursuant to  
635 section 17a-101i, as amended, that a person holding a certificate,  
636 authorization or permit issued by the State Board of Education under  
637 the provisions of sections 10-144o to 10-149, inclusive, as amended, has  
638 been convicted of (A) a capital felony, pursuant to section 53a-54b, as  
639 amended, (B) arson murder, pursuant to section 53a-54d, (C) a class A  
640 felony, (D) a class B felony, except a violation of section 53a-122, 53a-  
641 252 or 53a-291, (E) a crime involving an act of child abuse or neglect as  
642 described in section 46b-120, or (F) a violation of section 53-21, 53-37a,  
643 53a-60b, as amended, 53a-60c, 53a-71, 53a-72a, 53a-72b, 53a-73a, 53a-88,  
644 53a-99, 53a-103a, 53a-181c, 53a-191, 53a-196, 53a-196c, 53a-216, 53a-  
645 217b, as amended, or 21a-278, as amended, or subsection (a) of section  
646 21a-277, any certificate, permit or authorization issued by the State  
647 Board of Education and held by such person shall be deemed revoked  
648 and the commissioner shall notify such person of such revocation,  
649 provided such person may request reconsideration pursuant to  
650 regulations adopted by the State Board of Education [,] in accordance  
651 with the provisions of chapter 54.

652 Sec. 22. Subsection (b) of section 10-155d of the general statutes, as  
653 amended by section 6 of public act 01-1 of the June special session, is  
654 repealed and the following is substituted in lieu thereof (*Effective from*  
655 *passage*):

656 (b) The Department of Higher Education, with the approval of the  
657 Commissioner of Education, shall expand, within available  
658 appropriations, participation in its summer alternate route to  
659 certification program and its [week-end] weekend and evening  
660 alternate route to certification program. The department shall expand  
661 the [week-end] weekend and evening program for participants seeking  
662 certification in a subject shortage area pursuant to section 10-8b. The  
663 department, in collaboration with the Department of Education, shall  
664 develop (1) a regional alternate route to certification programs targeted  
665 to the subject shortage areas, and (2) an alternate route to certification  
666 program for former teachers whose certificates have expired and who  
667 are interested in resuming their teaching careers.

668 Sec. 23. Section 10-221l of the general statutes, as amended by  
669 section 17 of public act 01-1 of the June special session, is repealed and  
670 the following is substituted in lieu thereof (*Effective from passage*):

671 The Department of Education shall develop, within available  
672 appropriations, a State-Wide Early Reading Success Institute for  
673 educators based on the review completed by the Early Reading Success  
674 Panel pursuant to section 10-221j and the assessments conducted  
675 pursuant to section 10-221k. The institute shall commence operation in  
676 the 2000-2001 school year. The institute shall use a training curriculum  
677 that incorporates comprehensive instruction in reading as determined  
678 by the Early Reading Success Panel pursuant to section 10-221j, to  
679 include, but not be limited to: (1) Instructional strategies that can be  
680 adapted for each student's needs; (2) early screening and ongoing  
681 assessment to determine which individual students need additional  
682 instruction; (3) teaching of oral language competencies, including  
683 phonological awareness, vocabulary, listening comprehension and  
684 grammatical skills; (4) systematic teaching of word identification skills

685 including phonics instruction and instruction in phonemic awareness;  
686 and (5) teaching of comprehension competencies, including the use of  
687 context to infer meaning.

688 Sec. 24. Subsection (c) of section 10-223b of the general statutes, as  
689 amended by section 36 of public act 01-1 of the June special session, is  
690 repealed and the following is substituted in lieu thereof (*Effective from*  
691 *passage*):

692 (c) The local or regional board of education shall require the school  
693 to develop an improvement plan and take the steps necessary to  
694 become accredited by the New England Association of Schools and  
695 Colleges. The improvement plan shall be submitted to the Department  
696 of Education and the local or regional board of education. The local or  
697 regional board of education shall approve the plan before it is  
698 implemented. Upon such approval, the plan shall be implemented  
699 beginning the following school year. The improvement plan (1) may  
700 provide for site-based management of the school, (2) shall include  
701 criteria for use in measuring progress, and (3) shall be developed in  
702 consultation with the school's principal [,] and teachers and the parents  
703 of students attending the school. The Department of Education shall  
704 provide technical assistance to the school on the development of the  
705 plan and shall provide comments on the plan to the local or regional  
706 board of education prior to the board's approval of the plan. The local  
707 or regional board of education shall provide assistance to the school to  
708 improve its operation under the plan and to obtain accreditation. The  
709 commissioner may require the local or regional board of education to  
710 reallocate federal and state categorical assistance provided to the  
711 school district to implement the plan.

712 Sec. 25. Subsection (d) of section 10-265f of the general statutes, as  
713 amended by section 21 of public act 01-1 of the June special session, is  
714 repealed and the following is substituted in lieu thereof (*Effective from*  
715 *passage*):

716 (d) In the case of proposals for intensive early intervention reading

717 programs including after-school and summer programs, the plan shall:  
718 (1) Incorporate the competencies required for early reading success,  
719 critical indicators for teacher intervention and the components of a  
720 high quality early reading success curriculum in accordance with the  
721 findings of the Early Reading Success Panel delineated in section 10-  
722 221l, as amended by this act; (2) provide for a period of time each day  
723 of individualized or small group instruction for each student; (3)  
724 provide for monitoring of students and follow-up in subsequent  
725 grades, documentation of continuous classroom observation of  
726 student's reading behaviors and establishment of performance  
727 indicators aligned with the state-wide mastery examinations under  
728 chapter 163c, the findings of the Early Reading Success Panel pursuant  
729 to section 10-221j and other methodologies for assessing reading  
730 competencies established by the department pursuant to section 10-  
731 221i; (4) include a professional development component for teachers in  
732 grades kindergarten to three, inclusive, that emphasizes the teaching of  
733 reading and reading readiness and assessment of reading competency  
734 based on the findings of the Early Reading Success Panel pursuant to  
735 section 10-221j; (5) provide for parental involvement and ensure that  
736 parents have access to information on strategies that may be used at  
737 home to improve prereading or reading skills; (6) provide for data  
738 collection and program evaluation; and (7) include any additional  
739 information the commissioner deems relevant.

740 Sec. 26. Subsection (a) of section 10-266aa of the general statutes, as  
741 amended by section 29 of public act 01-1 of the June special session, is  
742 repealed and the following is substituted in lieu thereof (*Effective from*  
743 *passage*):

744 (a) As used in this section:

745 (1) "Receiving district" means any school district that accepts  
746 students under the program established pursuant to this section; [and]

747 (2) "Sending district" means any school district that sends students it  
748 would otherwise be legally responsible for educating to another school

749 district under the program; and

750 (3) "Minority students" means students who are "pupils of racial  
751 minorities", as defined in section 10-226a.

752 Sec. 27. Subsection (b) of section 10-285a of the general statutes, as  
753 amended by section 50 of public act 01-173, is repealed and the  
754 following is substituted in lieu thereof (*Effective from passage*):

755 (b) The percentage of school building project grant money a regional  
756 board of education may be eligible to receive under the provisions of  
757 section 10-286, as amended, shall be determined by its ranking. Such  
758 ranking shall be determined by (1) multiplying the total population, as  
759 defined in section 10-261, as amended, of each town in the district by  
760 such town's ranking, as determined in subsection (a) of this section, (2)  
761 adding together the figures determined under subdivision (1) of this  
762 subsection, and (3) dividing the total computed under subdivision (2)  
763 of this subsection by the total population of all towns in the district.  
764 The ranking of each regional board of education shall be rounded to  
765 the next higher whole number and each such board shall receive the  
766 same reimbursement percentage as would a town with the same rank  
767 plus ten per cent, except that no such percentage shall exceed eighty-  
768 five per cent.

769 Sec. 28. Subsection (a) of section 2 of public act 01-165 is repealed  
770 and the following is substituted in lieu thereof (*Effective from passage*):

771 (a) Not later than July 1, 2002, the [Board] Boards of Trustees for the  
772 Connecticut Community-Technical Colleges, the Connecticut State  
773 University system, The University of Connecticut, Charter Oak State  
774 College, the Bridgeport Hospital School of Nursing and Connecticut's  
775 Independent Colleges shall develop a plan to ensure that there are  
776 articulation agreements for their nursing programs to assist nurses in  
777 advancing their education and nursing credentials.

778 Sec. 29. Section 10a-88 of the general statutes, as amended by section  
779 5 of public act 01-141, is repealed and the following is substituted in



780 lieu thereof (*Effective from passage*):

781       There shall continue to be a Board of Trustees for the Connecticut  
782 State University System to consist of eighteen members, fourteen to be  
783 appointed by the Governor, who shall reflect the state's geographic,  
784 racial and ethnic diversity; two of whom shall be state college or  
785 Connecticut State University system alumni; and four students, one  
786 from each state university elected by the students enrolled at such state  
787 university. On or before July 1, 1983, the Governor shall appoint  
788 members to the board as follows: Five members, one of whom shall be  
789 a state college or Connecticut State University system alumnus, for a  
790 term of two years from said date; five members, one of whom shall be  
791 a state college or Connecticut State University system alumnus, for a  
792 term of four years from said date, and four members for a term of six  
793 years from said date. Thereafter the Governor shall appoint members  
794 of said board to succeed those appointees whose terms expire, such  
795 members to serve for terms of six years each from July first in the year  
796 of their appointment, provided two of the members appointed for  
797 terms commencing July 1, 1995, and their successors shall be state  
798 college or Connecticut State University system alumni, one of the  
799 members appointed for a term commencing July 1, 1997, and his or her  
800 successors shall be such alumni and two of the members appointed for  
801 terms commencing July 1, 1999, and their successors shall be such  
802 alumni. On and after July 1, 1999, the board shall at all times include at  
803 least one member from each county in which a state university is  
804 located. (1) On or before November 1, 1975, the students enrolled at the  
805 institutions under the jurisdiction of the board shall, in such manner as  
806 the board determines, elect two members of the board, each of whom  
807 shall be enrolled as a full-time student at an institution under the  
808 jurisdiction of the board at the time of his or her election. One such  
809 member shall be elected for a term of one year from November 1, 1975,  
810 and one for a term of two years from said date. On or before  
811 November 1, 1976, until July 1, 1997, such students shall, in such  
812 manner as the board determines, elect one member of the board, who  
813 shall be so enrolled at any such institution at the time of his or her

814 election and who shall serve for a term of two years from November  
815 first in the year of his or her election, except that the term of the  
816 member due to expire on October 31, 1998, shall expire on October 31,  
817 1997. (2) On and after July 1, 1997, the student members of the board  
818 shall be elected as follows: (A) (i) On or before November 1, 1997, the  
819 students enrolled at Central Connecticut State University shall, in such  
820 manner as the board determines, elect one member of the board who  
821 shall be a full-time student at [such] said state university at the time of  
822 his or her election and who shall serve for a term of one year from said  
823 November first, and (ii) on or before November 1, 1998, and biennially  
824 thereafter, the students enrolled at Central Connecticut State  
825 University shall, in such manner as the board determines, elect one  
826 member of the board who shall be a full-time student at [such] said  
827 state university at the time of his or her election and who shall serve  
828 for a term of two years from November first in the year of his or her  
829 election; (B) (i) on or before November 1, 1997, the students enrolled at  
830 Eastern Connecticut State University shall, in such manner as the  
831 board determines, elect one member of the board who shall be a full-  
832 time student at [such] said state university at the time of his or her  
833 election and who shall serve for a term of one year from said  
834 November first, and (ii) on or before November 1, 1998, and biennially  
835 thereafter, the students enrolled at Eastern Connecticut State  
836 University shall, in such manner as the board determines, elect one  
837 member of the board who shall be a full-time student at said state  
838 university at the time of his or her election and who shall serve for a  
839 term of two years from the November first in the year of his or her  
840 election; (C) on or before November 1, 1997, and biennially thereafter,  
841 the students enrolled at Southern Connecticut State University shall, in  
842 such manner as the board determines, elect one member of the board  
843 who shall be a full-time student at [such] said state university at the  
844 time of his or her election and who shall serve for a term of two years  
845 from the November first in the year of his or her election; and (D) on or  
846 before November 1, 1997, and biennially thereafter, the students at  
847 Western Connecticut State University shall, in such manner as the  
848 board determines, elect one member of the board who shall be a full-

849 time student at [such] said state university at the time of his or her  
850 election and who shall serve for a term of two years from the  
851 November first in the year of his or her election. The term of any  
852 student member of the board elected on or after November 1, 2001,  
853 shall terminate if such student member ceases to be a matriculating  
854 student in good standing, either as a full-time undergraduate student  
855 or as a full-time or part-time graduate student, at the state university  
856 from which such student member was elected. The Governor shall,  
857 pursuant to section 4-9a, appoint the chairperson of the board. The  
858 board shall, biennially, elect from its members such other officers as it  
859 deems necessary. The Governor shall fill any vacancy in the appointed  
860 membership of the board by appointment for the balance of the  
861 unexpired term. Any vacancies in the elected membership of said  
862 board shall be filled by special election for the balance of the unexpired  
863 term. The members of said board shall receive no compensation for  
864 their services as such but shall be reimbursed for their necessary  
865 expenses in the course of their duties.

866 Sec. 30. Subdivision (2) of subsection (a) of section 10a-99a of the  
867 general statutes, as amended by section 6 of public act 01-141, is  
868 repealed and the following is substituted in lieu thereof (*Effective from*  
869 *passage*):

870 (2) For each of the fiscal years ending June 30, 2000, to June 30, 2014,  
871 inclusive, as part of the state contract with donors of endowment fund  
872 eligible gifts, the Department of Higher Education, in accordance with  
873 section 10a-8b, shall deposit in the Endowment Fund for the  
874 Connecticut State University system a grant in an amount equal to half  
875 of the total amount of endowment fund eligible gifts received by or for  
876 the benefit of the Connecticut State University system as a whole and  
877 each state university for the calendar year ending the December thirty-  
878 first preceding the commencement of such fiscal year, as certified by  
879 the chairperson of the board of trustees by February fifteenth to (A) the  
880 Secretary of the Office of Policy and Management, (B) the joint  
881 standing committee of the General Assembly having cognizance of  
882 matters relating to appropriations and the budgets of state agencies,

883 and (C) the Commissioner of Higher Education, provided such sums  
884 do not exceed the endowment fund state grant maximum commitment  
885 for the fiscal year in which the grant is made. In any such fiscal year in  
886 which the total of the eligible gifts received by the Connecticut State  
887 University system as a whole and each state university [exceed]  
888 exceeds the endowment fund state grant maximum commitment for  
889 such fiscal year the amount in excess of such endowment fund state  
890 grant maximum commitment shall be carried forward and be eligible  
891 for a matching state grant in any succeeding fiscal year from the fiscal  
892 year ending June 30, 2000, to the fiscal year ending June 30, 2014,  
893 inclusive, subject to the endowment fund state grant maximum  
894 commitment. Any endowment fund eligible gifts that are not included  
895 in the total amount of endowment fund eligible gifts certified by the  
896 chairperson of the board of trustees pursuant to this subdivision may  
897 be carried forward and be eligible for a matching state grant in any  
898 succeeding fiscal year from the fiscal year ending June 30, 2000, to the  
899 fiscal year ending June 30, 2014, inclusive, subject to the endowment  
900 fund state matching grant maximum commitment for such fiscal year.

901 Sec. 31. Section 10a-103 of the general statutes, as amended by  
902 section 10 of public act 01-141, is repealed and the following is  
903 substituted in lieu thereof (*Effective from passage*):

904 There shall continue to be a Board of Trustees for The University of  
905 Connecticut to consist of nineteen persons, twelve to be appointed by  
906 the Governor, who shall reflect the state's geographic, racial and ethnic  
907 diversity; two to be elected by the university alumni; two to be elected  
908 by the students enrolled at the institutions under the jurisdiction of  
909 said board; and three members ex officio. On or before July 1, 1983, the  
910 Governor shall appoint members to the board as follows: Four  
911 members for a term of two years from said date; four members for a  
912 term of four years from said date; and four members for a term of six  
913 years from said date. Thereafter the Governor shall appoint trustees of  
914 said university to succeed those appointees whose terms expire, and  
915 each trustee so appointed shall hold office for a period of six years  
916 from the first day of July in the year of his or her appointment,

917 provided two of the trustees appointed for terms commencing July 1,  
918 1995, and their successors shall be alumni of the university, one of the  
919 trustees appointed for a term commencing July 1, 1997, and his or her  
920 successors shall be such alumni and one of the members appointed for  
921 a term commencing July 1, 1999, and his or her successors shall be such  
922 alumni. The Commissioner of Agriculture and the Commissioner of  
923 Education shall be, ex officio, members of the board of trustees. The  
924 Governor shall be, ex officio, president of said board. The graduates of  
925 all of the schools and colleges of said university shall, prior to  
926 September first in the odd-numbered years, elect one trustee, who shall  
927 be a graduate of the institution and who shall hold office for four years  
928 from the first day of September succeeding his or her election. Not less  
929 than two [nor] or more than four nominations for each such election  
930 shall be made by the alumni association of said university, provided  
931 no person who has served as an alumni trustee for the two full  
932 consecutive terms immediately prior to the term for which such  
933 election is to be held shall be nominated for any such election. Such  
934 election shall be conducted by mail prior to September first under the  
935 supervision of a canvassing board consisting of three members, one  
936 appointed by the board of trustees, one by the board of directors of the  
937 alumni association of the university and one by the president of the  
938 university. No ballot in such election shall be opened until the date by  
939 which ballots must be returned to the canvassing board. In such  
940 election all graduates shall be entitled to vote by signed ballots which  
941 have been circulated to them by mail and which shall be returned by  
942 mail. Vacancies occurring by death or resignation of either of such  
943 alumni trustees shall be filled for the unexpired portion of the term by  
944 special election, if such unexpired term is for more than eighteen  
945 months. When the unexpired term is eighteen months or less, such  
946 vacancy shall be filled by appointment by the board of directors of said  
947 alumni association. On or before November 1, 1975, the students of  
948 The University of Connecticut shall, in such manner as the board of  
949 trustees of said university shall determine, elect two trustees, each of  
950 whom shall be enrolled as a full-time student of said university at the  
951 time of his or her election. One such member shall be elected for a term

952 of one year from November 1, 1975, and one for a term of two years  
953 from said date. Prior to July first, annually, such students shall, in  
954 accordance with this section and in such manner as the board shall  
955 determine, elect one member of said board, who shall be so enrolled at  
956 said university at the time of his or her election and who shall serve for  
957 a term of two years from July first in the year of his or her election. The  
958 student member elected to fill the term expiring on June 30, 2003, and  
959 such elected member's successors shall be enrolled as full-time  
960 undergraduate students at a school or college of the university and  
961 shall be elected by the undergraduate students of the schools and  
962 colleges of the university. The student member elected to fill the term  
963 expiring on June 30, 2004, and such elected member's successors shall  
964 be enrolled as a full-time student in the School of Law, the School of  
965 Medicine, the School of Dentistry, the School of Social Work, or as a  
966 graduate student of a school or college of the university, and shall be  
967 elected by the students of the School of Law, the School of Medicine,  
968 the School of Dentistry, the School of Social Work and the graduate  
969 students of the schools and colleges of the university. Any vacancies in  
970 the elected membership of said board shall, except as otherwise  
971 provided in this section, be filled by special election for the balance of  
972 the unexpired term.

973 Sec. 32. Subdivision (2) of subsection (b) of section 10a-109i of the  
974 general statutes, as amended by section 12 of public act 01-141, is  
975 repealed and the following is substituted in lieu thereof (*Effective from*  
976 *passage*):

977 (2) For each of the fiscal years ending June 30, 1999, to June 30, 2014,  
978 inclusive, as part of the state contract with donors of endowment fund  
979 eligible gifts, the Department of Higher Education, in accordance with  
980 section 10a-8b shall deposit in the endowment fund for the university a  
981 grant in an amount equal to half of the total amount of endowment  
982 fund eligible gifts, except as provided in this subparagraph, received  
983 by the university or for the benefit of the university for the calendar  
984 year ending the December thirty-first preceding the commencement of  
985 such fiscal year, as certified by the chairperson of the board of trustees

986 by February fifteenth to (i) the Secretary of the Office of Policy and  
987 Management, (ii) the joint standing committee of the General  
988 Assembly having cognizance of matters relating to appropriations and  
989 the budgets of state agencies, and (iii) the Commissioner of Higher  
990 Education, provided such sums do not exceed the endowment fund  
991 state grant maximum commitment for the fiscal year in which the  
992 grant is made. For the fiscal years ending June 30, 1999, and June 30,  
993 2000, the Department of Higher Education shall deposit in the  
994 endowment fund for the university grants in total amounts which shall  
995 not exceed the endowment fund state grant, as defined in subdivision  
996 (7) of section 10a-109c of the general statutes, revision of 1958, revised  
997 to January 1, 1997, and which shall be equal to the amounts certified by  
998 the chairperson of the board of trustees for each such fiscal year of  
999 endowment fund eligible gifts received by the university or for the  
1000 benefit of the university and for which written commitments were  
1001 made prior to July 1, 1997. For the fiscal year ending June 30, 1999, the  
1002 funds required to be deposited in the endowment fund pursuant to  
1003 this subparagraph shall be appropriated to the university for such  
1004 purpose and not appropriated to the fund established pursuant to  
1005 section 10a-8b. In any such fiscal year in which the eligible gifts  
1006 received by the university exceed the endowment fund state grant  
1007 maximum commitment for such fiscal year, the amount in excess of  
1008 such endowment fund state grant maximum commitment for such  
1009 fiscal year [ ] shall be carried forward and be eligible for a matching  
1010 state grant in any succeeding fiscal year from the fiscal year ending  
1011 June 30, 1999, to the fiscal year ending June 30, 2014, inclusive, subject  
1012 to the endowment fund state grant maximum commitment for such  
1013 fiscal year. Any endowment fund eligible gifts that are not included in  
1014 the total amount of endowment fund eligible gifts certified by the  
1015 chairperson of the board of trustees pursuant to this subparagraph  
1016 may be carried forward and be eligible for a matching state grant in  
1017 any succeeding fiscal year from the fiscal year ending June 30, 2000, to  
1018 the fiscal year ending June 30, 2014, inclusive, subject to the  
1019 endowment fund state matching grant maximum commitment for  
1020 such fiscal year.

1021 Sec. 33. Section 10a-233 of the general statutes, as amended by  
1022 section 154 of public act 01-132, is repealed and the following is  
1023 substituted in lieu thereof (*Effective from passage*):

1024 The authority shall fix, revise, charge and collect fees and is  
1025 empowered to contract with any person, partnership, association or  
1026 corporation, or other body, public or private, in respect thereof. Each  
1027 agreement entered into by the authority with a participating institution  
1028 or institutions for higher education shall provide that the fees and  
1029 other amounts payable by said institution or institutions with respect  
1030 to any program or programs of the authority shall be sufficient at all  
1031 times, (1) to pay its or their share of the administrative costs and  
1032 expenses of such program, (2) to pay the principal of, the premium, if  
1033 any, and the interest on outstanding bonds or notes of the authority  
1034 issued with respect to such program to the extent that other revenues  
1035 of the authority pledged for the payment of the bonds or notes are  
1036 insufficient to pay the bonds or notes as they become due and payable,  
1037 (3) to create and maintain reserves which may but need not be  
1038 required or provided for in the bond resolution relating to such bonds  
1039 or notes of the authority, and (4) to establish and maintain whatever  
1040 education loan servicing, control [,] or audit procedures are deemed to  
1041 be necessary to the operations of the authority. The authority shall  
1042 pledge the revenues from each program, as described in subsection (b)  
1043 of section 10a-230, as security for the issue of bonds or notes relating to  
1044 such program. Such pledge shall be valid and binding from the time  
1045 when the pledge is made; the revenues so pledged by the authority  
1046 shall immediately be subject to the lien of such pledge without any  
1047 physical delivery thereof or further act, and the lien of any such pledge  
1048 shall be valid and binding against all parties having claims of any kind  
1049 in tort, contract or otherwise against the authority or any participating  
1050 institution for higher education, irrespective of whether such parties  
1051 have notice thereof. Neither the bond resolution nor any financing  
1052 statement, continuation statement or other instrument by which a  
1053 pledge or security interest is created or by which the authority's  
1054 interest in revenues is assigned need be filed in any public records in



1055 order to perfect the security interest or lien thereof as against third  
1056 parties except in the records of the authority. The authority may elect,  
1057 notwithstanding the exclusions provided in subdivision (14) of  
1058 subsection (d) of section 42a-9-109, as amended, to have the provisions  
1059 of the Connecticut Uniform Commercial Code apply to any pledge  
1060 made by or to the authority to secure its bonds or notes by filing a  
1061 financing statement with respect to the security interest created by the  
1062 pledge. The use and disposition of moneys to the credit of such sinking  
1063 or other similar fund shall be subject to the provisions of the resolution  
1064 authorizing the issuance of such bonds or notes or of such trust  
1065 agreement. Except as may otherwise be provided in such resolution [ ]  
1066 or such trust agreement, such sinking or other similar fund shall be a  
1067 fund for all such revenue bonds or notes issued to finance an  
1068 educational program or programs at one or more participating  
1069 institutions for higher education, without distinction or priority of one  
1070 over another; provided, the authority in any such resolution or trust  
1071 agreement may provide that such sinking or other similar fund shall  
1072 be the fund for a particular educational program or programs at a  
1073 participating institution or institutions for higher education and for the  
1074 revenue bonds or notes issued to finance a particular education  
1075 program or programs and may, additionally, permit and provide for  
1076 the issuance of revenue bonds or notes having a subordinate lien in  
1077 respect of the security herein authorized to other revenue bonds or  
1078 notes of the authority and, in such case, the authority may create  
1079 separate or other similar funds in respect of such subordinate lien  
1080 bonds or notes.

1081 Sec. 34. Section 10-145d of the general statutes is amended by  
1082 adding subsection (f) as follows (*Effective from passage*):

1083 (NEW) (f) From the effective date of this subsection through June 30,  
1084 2004, an endorsement to teach elementary education shall be valid for  
1085 grades kindergarten to six, inclusive, and an endorsement to teach  
1086 comprehensive special education shall be valid for grades  
1087 kindergarten to twelve, inclusive.

1088       Sec. 35. (NEW) (*Effective October 1, 2002*) The Ballard Institute and  
1089 Museum of Puppetry at The University of Connecticut shall be  
1090 designated the State Museum of Puppetry. Said museum shall collect,  
1091 preserve and research works of puppetry and puppet theater and  
1092 prepare public exhibits at the museum and educational exhibits and  
1093 programs that may be used by institutions of higher education, public  
1094 and nonpublic schools, libraries, appropriate state agencies or other  
1095 public institutions.

1096       Sec. 36. Section 10a-29 of the general statutes is amended by adding  
1097 subdivision (7) as follows (*Effective July 1, 2002*):

1098       (NEW) (7) A student that is from another state, territory or  
1099 possession of the United States, the District of Columbia or the  
1100 Commonwealth of Puerto Rico or a resident alien thereof shall be  
1101 classified as an in-state student, if such student (1) graduated from a  
1102 public high school in this state, and (2) was sponsored and supported  
1103 during attendance at such school by a program established by a  
1104 nonprofit organization that raises charitable funds on the local level for  
1105 the purpose of giving students that are minority, from single parent  
1106 homes or live in poverty an opportunity to attend school in a different  
1107 environment.

1108       Sec. 37. (NEW) (*Effective October 1, 2002*) In cooperation with the  
1109 Department of Higher Education, The University of Connecticut and  
1110 the Connecticut State University system shall develop and implement  
1111 initiatives that address Connecticut's teacher shortage areas as  
1112 identified by said department, and increase the enrollment and  
1113 graduation of minority teacher and urban school teacher candidates.  
1114 Initiatives shall include: (1) Expansion of admissions and graduation in  
1115 shortage fields by at least ten per cent for the duration of identified  
1116 shortages; (2) guaranteed admission programs that fully articulate  
1117 pathways for community college students to enter without loss of  
1118 credit into university teacher preparation programs in shortage areas;  
1119 (3) strengthening mathematics and science instruction in elementary  
1120 education programs, and (4) increase retention and graduation of

1121 minority and urban school teacher candidates. These proposals shall  
 1122 be implemented within existing budgetary resources. Not later than  
 1123 January 1, 2003, and annually thereafter, the Department of Higher  
 1124 Education shall report to the joint standing committees of the General  
 1125 Assembly having cognizance of matters relating to education and  
 1126 appropriations concerning the use of higher education resources  
 1127 dedicated to addressing the state's teacher shortage, and progress in  
 1128 meeting the directives of this section.

1129       Sec. 38. (NEW) (*Effective July 1, 2002*) The Fire Safety Code shall  
 1130 specify reasonable minimum requirements for areas of refuge for  
 1131 mobility-impaired students in existing educational occupancies that  
 1132 have a means of communication between students in such areas and  
 1133 staff in other areas. Such requirements may include, but need not be  
 1134 limited to, notice to the local fire marshal that there are areas of refuge  
 1135 within an educational occupancy, posted notices in the educational  
 1136 occupancy indicating where each area of refuge is located, inspection  
 1137 by the local fire marshal of such areas of refuge, and a plan for  
 1138 firefighters or other emergency personnel to reach and evacuate such  
 1139 areas of refuge in case of an emergency. The State Fire Marshal or the  
 1140 local fire marshal may also make recommendations concerning  
 1141 alterations or adjustments to areas of refuge in order to maximize the  
 1142 safety of occupants. For purposes of this section, "area of refuge" shall  
 1143 have the same meaning as in the Fire Safety Code.

1144       Sec. 39. (NEW) (*Effective July 1, 2002*) On or before January 1, 2003,  
 1145 and annually on or before January first thereafter, the constituent units  
 1146 of higher education shall report, in accordance with the provisions of  
 1147 section 11-4a of the general statutes, concerning the percentage of part-  
 1148 time faculty providing instruction in each academic department at the  
 1149 constituent units to the joint standing committee of the General  
 1150 Assembly having cognizance of matters relating to education."

This act shall take effect as follows:	
Section 1	from passage

Sec. 2	<i>from passage</i>
Sec. 4	<i>July 1, 2002</i>
Sec. 5	<i>July 1, 2003</i>
Sec. 6	<i>July 1, 2002</i>
Sec. 7	<i>July 1, 2002</i>
Sec. 8	<i>July 1, 2002</i>
Sec. 9	<i>July 1, 2002</i>
Sec. 10	<i>July 1, 2002</i>
Sec. 11	<i>from passage</i>
Sec. 12	<i>from passage</i>
Sec. 13	<i>from passage</i>
Sec. 14	<i>from passage</i>
Sec. 15	<i>from passage</i>
Sec. 16	<i>from passage</i>
Sec. 17	<i>from passage</i>
Sec. 18	<i>from passage</i>
Sec. 19	<i>from passage</i>
Sec. 20	<i>from passage</i>
Sec. 21	<i>from passage</i>
Sec. 22	<i>from passage</i>
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Sec. 24	<i>from passage</i>
Sec. 25	<i>from passage</i>
Sec. 26	<i>from passage</i>
Sec. 27	<i>from passage</i>
Sec. 28	<i>from passage</i>
Sec. 29	<i>from passage</i>
Sec. 30	<i>from passage</i>
Sec. 31	<i>from passage</i>
Sec. 32	<i>from passage</i>
Sec. 33	<i>from passage</i>
Sec. 34	<i>from passage</i>
Sec. 35	<i>October 1, 2002</i>
Sec. 36	<i>July 1, 2002</i>
Sec. 37	<i>October 1, 2002</i>
Sec. 38	<i>July 1, 2002</i>
Sec. 39	<i>July 1, 2002</i>